

MEMORANDUM

EDPC
Agenda Item No. 2(C)

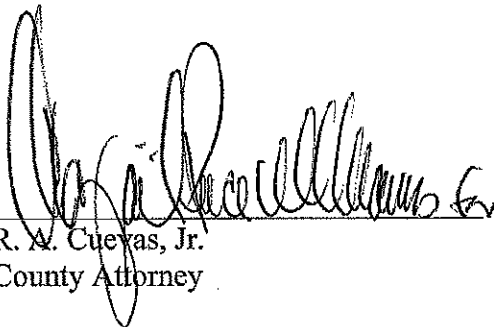
TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: May 16, 2013

FROM: R. A. Cuevas, Jr.
County Attorney

SUBJECT: Resolution allocating
unexpended balance of funds
paid to the County by South
Florida Stadium, LLC remaining
after payment of expenses to
hold special election to fund
costs associated with
implementation of an economic
development program for
projects located within City of
Miami Gardens

The accompanying resolution was prepared and placed on the agenda at the request of Prime
Sponsor Commissioner Barbara J. Jordan.


R. A. Cuevas, Jr.
County Attorney

RAC/smm



MEMORANDUM

(Revised)

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: June 4, 2013

FROM: 
R. A. Cuevas, Jr.
County Attorney

SUBJECT: Agenda Item No.

Please note any items checked.

- ☐ "3-Day Rule" for committees applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Ordinance creating a new board requires detailed County Mayor's report for public hearing
- ☐ No committee review
- ☐ Applicable legislation requires more than a majority vote (i.e., 2/3's _____, 3/5's _____, unanimous _____) to approve
- ☐ Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No.
6-4-13

RESOLUTION NO. _____

RESOLUTION ALLOCATING UNEXPENDED BALANCE OF FUNDS PAID TO THE COUNTY BY SOUTH FLORIDA STADIUM, LLC REMAINING AFTER PAYMENT OF EXPENSES TO HOLD SPECIAL ELECTION TO FUND COSTS ASSOCIATED WITH IMPLEMENTATION OF AN ECONOMIC DEVELOPMENT PROGRAM FOR PROJECTS LOCATED WITHIN CITY OF MIAMI GARDENS; AND DIRECTING COUNTY MAYOR OR MAYOR'S DESIGNEE TO DEVELOP SUCH ECONOMIC DEVELOPMENT PROGRAM, TO ISSUE A WRITTEN REPORT TO THE COUNTY COMMISSION DETAILING THE PROGRAM AND A PLAN FOR IMPLEMENTATION, AND TO PREPARE AN APPROPRIATE BUDGET AMENDMENT TO THE FISCAL YEAR 2012-13 COUNTY BUDGET TO EFFECTUATE THE FOREGOING

WHEREAS, this Board pursuant to Resolution No. R-278-13 this Board called a countywide special election to held Tuesday, May 14, 2013 for the purpose of submitting to the electors of the county the question of whether to approve the proposed use of additional tourist room taxes for the modernization of Sun Life Stadium ("Resolution R-278-13"); and

WHEREAS, in satisfaction of the requirements of Section 10 of Resolution R-278-13, South Florida Stadium, LLC timely deposited with the Board of County Commissioners \$4,784,337.00 to pay the expenses of holding the special election (the "Election Expense Payment"); and

WHEREAS, the Election Expense Payment is non-refundable for any reason, including cancellation of the election; and

WHEREAS, Resolution R-278-13 calling the May 14, 2013 countywide special election provided that such election shall be cancelled in the event that the legislature adjourns sine die without enacting legislation authorizing the County's levy of the additional tourist development room tax; and

WHEREAS, on May 3, 2013 the legislature adjourned sine die without enacting legislation authorizing the County's levy of such additional tourist development room tax; and

WHEREAS, the Mayor, in accordance with Resolution R-278-13, instructed the Elections Department to cancel the special election effective the evening of May 3, 2103; and

WHEREAS, approximately \$1,000,000.00 of the Election Expense Payment remain unexpended as a result; and

WHEREAS, this Board wishes to allocate the unexpended balance of the Election Expense Payment to fund the implementation of an economic development program for projects located in the City of Miami Gardens; and

WHEREAS, this Board wishes to direct the County Mayor or his designee to develop an economic development program for projects located within the City of Miami Gardens, and to issue a written report to the Board detailing the program and a plan for implementation,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that:

Section 1. The foregoing recitals are incorporated in this resolution and are approved.

Section 2. This Board hereby allocates the unexpended balance of the Election Expense Payment to fund the implementation of an economic development program for projects located in the City of Miami Gardens.

Section 3. This Board directs the County Mayor or his designee to develop an economic development program for projects located within the City of Miami Gardens, and to issue a written report to the Board detailing the program and a plan for implementation in fiscal year 2012-13. The recommended plan should include at a minimum, funding alternatives for recipients of the economic development program, including but not limited to a revolving loan program, capital improvement grants, small business loans, and infrastructure upgrades. The

County Mayor or his designee shall submit a written report to this Board on or before sixty (60) days from the effective date of this resolution detailing such plan. If legislation is required to implement the plan, such legislation shall be presented to the Board for its consideration on or before sixty (60) days from the effective date of this resolution.

Section 4. This Board hereby directs the County Mayor or the County Mayor's designee to prepare the appropriate budget amendment to the fiscal year 2012-13 County budget to effectuate the foregoing and to bring such amendment back to the Board as part of the mid-year or end-of-year budget amendment process.

The Prime Sponsor of the foregoing resolution is Commissioner Barbara J. Jordan. It was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a vote, the vote was as follows:

Rebeca Sosa, Chairwoman
Lynda Bell, Vice Chair

Bruno A. Barreiro
Jose "Pepe" Diaz
Sally A. Heyman
Jean Monestime
Sen. Javier D. Souto
Juan C. Zapata

Esteban L. Bovo, Jr.
Audrey M. Edmonson
Barbara J. Jordan
Dennis C. Moss
Xavier L. Suarez

The Chairperson thereupon declared the resolution duly passed and adopted this 4th day of June, 2013. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

GBK

Geri Bonzon-Keenan